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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE"

In re Application of: Stephen K. SUNTER

Application No.: 10/724,193

Filed: November 28, 2003

For: Method for Testing Parameters of High Speed Data Signals

The owner, LogicVision, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/895,356, filed on July 21, 2004, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned is an attorney or agent of record.

Reg. No. 35815

Signature

Eugene E. Proulx

Date May 16, 2005

Telephone Number: (613) 288-8023

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

Docket No. LVPAT064US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application:

Serial No. : 10/724,193
Applicant : Stephen K. SUNTER
Filed : November 28, 2003
TC / GAU : 2863
Examiner : LE, TOAN M
Date : May 16, 2006
Docket No. : LVPAT064US
Customer No. : 26668

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450
United States Of America

AMENDMENT C

Dear Sir:

This paper is in response to the Official Action mailed March 6, 2006.
The Listing of Claims begins on page 2 of this paper.
Remarks begin on page 5 of this paper.
The Office is authorized to charge any applicable fees to Applicant's
Deposit Account No. 501579.